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8 *Fillinger and Karla Fillinger and Proposed Lead*  
9 *Counsel for the Class*

10 **UNITED STATES DISTRICT COURT**

11 **NORTHERN DISTRICT OF CALIFORNIA**

12 PIOTR JASZCZYSZYN, Individually and on  
Behalf of All Others Similarly Situated,

13 Plaintiff,

14 v.

15 SUNPOWER CORPORATION, PETER  
FARICY, and MANAVENDRA S. SIAL,

16 Defendants.  
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Case No. 4:22-cv-00956-HSG

**RE-NOTICE OF THE MOTION OF  
JAMES FILLINGER AND KARLA  
FILLINGER FOR APPOINTMENT AS  
LEAD PLAINTIFF AND APPROVAL OF  
LEAD COUNSEL**

Date: October 6, 2022

Time: 2:00 p.m.

Crtrm.: 2 - 4th Floor

Judge: Haywood S. Gilliam, Jr.

**NOTICE OF MOTION**

**TO THE CLERK OF THE COURT, ALL PARTIES AND THEIR COUNSEL OF  
RECORD:**

**PLEASE TAKE NOTICE** that on October 6, 2022, at 2:00 p.m., or as soon thereafter as the matter can be heard in the courtroom of the Honorable Haywood S. Gilliam, Jr., in Courtroom 2, 1301 Clay Street, 4th Floor, Oakland, CA 94612, James Fillinger and Karla Fillinger (the “Fillingers”) will move this Court for entry of an Order: (i) appointing the Fillingers as Lead Plaintiff; (ii) approving the Fillingers’ selection of Glancy Prongay & Murray LLP as Lead Counsel; and (iii) granting such other and further relief as the Court may deem just and proper.

The Fillingers’ motion, filed on April 18, 2022 (*see* Dkt. No. 20, the “Motion”), was improperly noticed for May 26, 2022. The Fillingers hereby re-notice the motion for October 6, 2022. The Motion is brought pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934 (“Exchange Act”), 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995 (the “PSLRA”). In support of the Motion, the Fillingers submitted a Memorandum of Points and Authorities in support thereof (Dkt. No. 20) and the Declaration of Charles H. Linehan and the exhibits attached thereto (Dkt. No. 21), and all of the prior pleadings and other files in this matter, and such other written or oral arguments as may be permitted by the Court.

1 DATED: April 19, 2022

Respectfully submitted,

2 **GLANCY PRONGAY & MURRAY LLP**

3 By: /s/ Charles Linehan

4 Robert V. Prongay

Charles Linehan

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10 *Karla Fillinger and Proposed Lead Counsel for the*  
11 *Class*

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15 *Additional Counsel*

**PROOF OF SERVICE BY ELECTRONIC POSTING**

I, the undersigned, say:

I am not a party to the above case and am over eighteen years old. On April 19, 2022, I served true and correct copies of the foregoing document, by posting the document electronically to the ECF website of the United States District Court for the Northern District of California, for receipt electronically by the parties listed on the Court's Service List.

I affirm under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 19, 2022, at Los Angeles, California.

/s/ Charles H. Linehan  
Charles H. Linehan